

**United States District Court**

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

for the

OCT 03 2005

**Eastern District of Washington**

JAMES R. LARSEN, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

**Request for Modifying the Conditions or Term of Supervision**

Name of Offender: Darryl K. Nitta

Case Number: 2:05CR-00173-001

Name of Sentencing Judicial Officer: The Honorable Fred Van Sickle, U.S. District Judge

Date of Original Sentence: 11/5/2001

Type of Supervision: Supervised Release

Original Offense: Travel with Intent to Engage in a  
Sexual Act With a Juvenile, 18 U.S.C. § 2423(b)

Date Supervision Commenced: 4/16/2003

Original Sentence: Prison - 18 Months; TSR - 36  
Months

Date Supervision Expires: 4/15/2006

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**PETITIONING THE COURT**

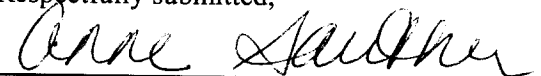
To modify the defendants supervision conditions by eliminating the 100 community service hours the offender is to perform in exchange for Mr. Nitta paying the cost of the polygraph tests he must take.

**CAUSE**

The defendant has attempted to do community service hours, however, because the offense of conviction is a sex offense, most community service sites will not allow a sex offender to perform community service hours. He has performed 8 hours, however, he has had to take his wife with him to do the hours in order that appropriate supervision is provided. In all fairness to his family, they should not have to supervise him in order that his community service be accomplished. Mrs. Nitta has been very concerned about not placing her husband in any compromising situations. She supervises him at any location outside of their home where children may be present. Mr. Nitta has done well on supervision. He has been actively involved in sex offender therapy for over 2 years. His therapists are pleased with his progress. He is a supervisor at his job at Huntwood Industries. Local authorities have classified him as a Level 1 sex offender. The cost of each polygraph test he will be taking is \$175.

Respectfully submitted,

by



Anne L. Sauther

U.S. Probation Officer

Date: September 30, 2005

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Prob 12B

**Re: Nitta, Darryl K**

**September 30, 2005**

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THE COURT ORDERS

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other



Signature of Judicial Officer



Date